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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

CONTINENTAL CASUALTY
 COMPANY,

Plaintiff,

v.

UNITED STATES OF AMERICA,
 UNITED STATES POSTAL SERVICE, and
 DAVID W. TYLER,

Defendants.

UTE SISTRUNK,

Plaintiff,

v.

UNITED STATES OF AMERICA,
 UNITED STATES POSTAL SERVICE, and
 DAVID W. TYLER, and DOES 1 to 20,

Defendants.

No. C 02-4891 VRW (ARB)
Related to No. C 02-5292 VRW (ARB)
E-FILING CASE

**JOINT CASE MANAGEMENT
 CONFERENCE STATEMENT**

Date: August 8, 2006
 Time: 9:00 a.m.
 Court: Hon. Vaughn R. Walker



The parties reached a settlement in this case on January 10, 2006 conditioned on the approval of the Worker's Compensation Appeals Board's ("WCAB") issuing an Order Approving Third Party Compromise and Release ("Order").

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1 On, June 1, 2006, the WCAB issued the Order.

2 The Federal Defendant circulated a final settlement agreement to plaintiffs in light of the
3 Order in June, 2006.

4 The draft of the final settlement agreement is being reviewed by plaintiffs and their counsel.
5 When the final agreement is executed, it is anticipated that it will take no more than 90 days to
6 effectuate payment.

7 Plaintiffs both submitted timely requests to the Court to vacate the conditional dismissal
8 because the settlement had not been consummated. The parties are not aware of the issuance of an
9 Order vacating the conditional dismissal.

10 The parties request that the Court reinstate the trial dates in this matter if the case is not
11 settled and dismissed by November 30, 2006.

12
13 Respectfully submitted,

14 KEVIN V. RYAN
15 United States Attorney

16 Dated: July 28, 2006

17 /s/
18 ANDREW Y.S. CHENG
19 KATHERINE B. DOWLING
Assistant United States Attorney

20 Dated: July 28, 2006

21 /s/
22 H. Mal Cameron, Esq.
Attorney for Plaintiff Ute Sistrunk

23 Dated: July 28, 2006

24 /s/
25 Clark W. Patten, Esq.
26 Attorney for Continental Casualty Co.
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